



DOCKET NO. 13529STUS01U (NORT10-00322)  
Customer No. 33000

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Steve Nixon, et al.  
Serial No. : 09/735,499  
Filed : December 14, 2000  
For : ENHANCED UNIFIED MESSAGING SYSTEM WITH A QUICK  
VIEW FACILITY  
Group No. : 2173  
Examiner : Namitha Pillai

MAIL STOP PETITION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

Sir:

The undersigned hereby certifies that the following documents:

1. Petition to Withdraw Holding of Abandonment;
2. Declaration of Terri L. Massengale;
3. Declaration of Robert D. McCutcheon; and
4. A postcard receipt

relating to the above application, were deposited as "First Class Mail" with the United States Postal Service, addressed to MAIL STOP PETITION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on 8/1/08.

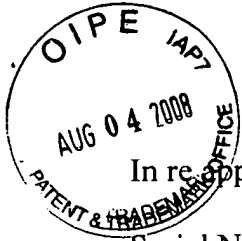
Date: 8/1/08

Date: 8/1/2008

Kathy Longenecker  
Mailer  
Robert D. McCutcheon  
Robert D. McCutcheon  
Reg. No. 38,717

P.O. Drawer 800889  
Dallas, Texas 75380  
Phone: (972) 628-3600  
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E-mail: [rmccutcheon@munckbutrus.com](mailto:rmccutcheon@munckbutrus.com)

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P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT**

In response to the Notice of Abandonment mailed July 10, 2008, the Applicants submit this Petition. The Notice of Abandonment indicated that no response was filed in connection with an Office Action mailed from the Patent Office on November 16, 2007. However, the Applicants never received an Office Action in connection with this application. A copy of the docket report for this application is attached for the Examiner's reference. As you can see on the docket report, no Office Action was received or docketed after the receipt of the Decision on Appeal dated July 17, 2007.


While no fee is believed to be due for the filing of this Petition, the Commissioner is authorized to charge any additional fees or credit any overpayment of fees due by virtue of this Petition to Deposit Account No. 50-0208.

If the Examiner requires any further assistance in this matter, the Applicants respectfully invites the Examiner to contact the undersigned at the telephone number indicated below or at *rmccutcheon@munckcarter.com*.

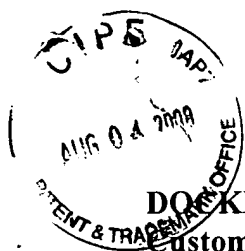
Respectfully submitted,

MUNCK CARTER, P.C.

Date: 8/1/2008

  
Robert D. McCutcheon  
Registration No. 38,717

Docket Clerk  
P.O. Drawer 800889  
Dallas, Texas 75380  
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Fax: (972) 628-3616  
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**MAIL STOP PETITION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**DECLARATION OF TERRI L. MASSENGALE**

I, Terri L. Massengale, hereby declare:

1. I am the senior paralegal in the Intellectual Property Section at the law firm of Munck Carter, P.C.
2. I regularly receive and docket all correspondence regarding Intellectual Property matters handled by the firm of Munck Carter, P.C.
3. When correspondence is received from the Patent Office, I enter it into our docket system and I place the original correspondence into its file jacket with its respective file history. The file is then given to the attorney for handling.
4. I regularly run a docket report each week that lists all matters due for the upcoming month.

DOCKET NO.: 13529STUS01U (NORT10-00322)

APPLICATION NO.: 09/735,499

PATENT

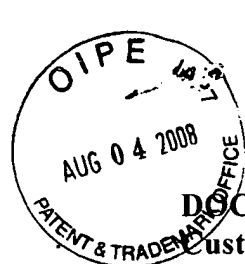
5. To date, I have not received any Office Actions in connection with the above-identified patent application after the receipt of the Decision on Appeal dated July 17, 2007.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date:

8/1/2008

  
Terri L. Massengale



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**Customer No. 33000**

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**MAIL STOP PETITION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**DECLARATION OF ROBERT D. McCUTCHEON**

I, Robert D. McCutcheon, hereby declare:

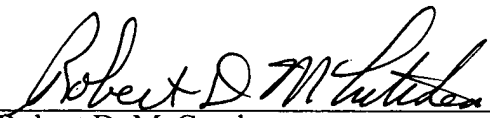
1. I am the attorney for Applicants in the above-identified patent application.
2. We received a Notice of Abandonment from the Patent Office dated July 10, 2008 for failure to respond to an Office Action dated November 16, 2007.
3. When correspondence is received from the Patent Office it is entered into our docket system and the original correspondence is filed into its file jacket with its respective file history.
4. After receiving the Notice of Abandonment, I searched our file history and reviewed our docket system in connection with the above-identified patent application and it appears that we never received an Office Action in connection with this matter.

5. If an Office Action had been received in our Office in connection with the above-identified application, the docket report would have been updated to reflect an "Office Action" listed under the Action column with the Patent Office mail date listed under the "Completed Date" column and the response due date would have been automatically generated and listed under the "Action Due Date" column when the report was saved.

6. As you can see by the docket report that is being filed along with the Petition, to date we have not received any Office Actions in connection with the above-identified patent application after the Decision on Appeal dated July 17, 2007.

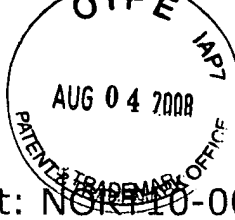
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: 8/1/2008

  
Robert D. McCutcheon



Patent: NORT10-00322, United States, Regular,  
National, Original Filing



## Patent Data

Docket Number	NORT10-00322	Attorney	Robert D. McCutcheon
Country	United States	Agent	
Case Type	Regular	Client\Division	NORTEL Networks
Relation Type	Original Filing	Current Owner	NORTEL Networks
Filing Type	National	Previous Owner	
Filing Number		Text #10	
Status	Filed	First Filing Date	12/14/2000
Sub Status		Sub Status Date	
Parent Country		Parent Filing Date	
Parent Number		Parent Grant Date	
Application Number	09/735,499	Application Date	12/14/2000
Patent Number		Grant Date	
Publication Number	US20020101453	Publication Date	8/1/2002
Assigned	Assignment Made	Ind. Claims\Designs	6
Convention Type		Total Claims	19
Custom Code #1		TotalClasses	
TaxAgent		ConfirmationNumber	
Operating Group		Tax Base Date	
Custom Party #1		Expiration Date	
Custom Party #2		Custom Text #1	
Custom Party #3		Custom Date #1	
Custom Party #4		Custom Text #2	
Custom Party #5		Custom Date #2	
Custom Party #6		Custom Text #3	
Custom Party #7		Custom Date #3	
Custom Party #8		Custom Text #4	
Agent Ref No		Custom Date #4	
Custom Code #2		Text #5	
Custom Code #3		Text #6	
Custom Code #4		Text #7	
Custom Code #5		Text #8	
Custom Code #6		Text #9	
Custom Code #7		Customer Name	Novakov Davis
Customer Code			

## Title

ENHANCED UNIFIED MESSAGING SYSTEM WITH A QUICK VIEW FACILITY

## Description

Per BPAI Docketing Notice - Appeal No. 2007-1355

## Current Expense Information

### Expenses

Expense	Amount	Expense Date	Invoice Number
Filing Fee	950	12/14/2000	
Assignmt. Recordal Fee	40	12/14/2000	
Extension of Time Fee	110	9/22/2003	
RCE Filing Fee	770	4/19/2004	
Extension of Time Fee	110	4/19/2004	

**COPY**



Extension of Time Fee	110	11/22/2004
Notice of Appeal Fee	500	10/17/2005
Extension of Time Fee	450	10/17/2005
Appeal Brief Fee	500	1/20/2006
Extension of Time Fee	120	1/20/2006

## Other Case-Related Information

### Actions

Action	Action Due Date	Taken Date	Deadline Date	Completed Date	Responsible Atty #1	Responsible Atty #2	Action Notes
Advisory Action Due				3/15/2004			Rec'd 03/18/04.
Response to Provoke Advisory Action				2/18/2004			
Resp. to 1st OA - First Ext.				9/22/2003			
1st Office Action Mail Date				5/22/2003			
Change of Address Notice				9/22/2003			
Published				8/1/2002			
Final Rejection Mailed				12/18/2003			
No Foreign Filing							Unable to determine if foreign filing was done.
IDS Not Applicable							Unable to determine if any IDS was ever filed.
Request for Continued Examination				4/19/2004			
3rd Office Action Mail Date				7/21/2004			
Resp. to 3rd OA - First Ext.				11/22/2004			
Final Rejection Mailed				5/17/2005			
Response to Provoke Advisory Action				7/18/2005			
Advisory Action Due				8/10/2005			
Notice of Appeal				10/17/2005			Docketing Notice rec'd 03/07/07
Appeal Brief - 1 mo. Extension				1/20/2006			
Reply Brief Due				6/12/2006			PTO communication - Reply brief entered and considered 08/30/06
Examiner's Answer Rec'd				4/10/2006			
Decision on Appeal Rec'd				7/17/2007			No Req. for Reconsideration to be filed per RDM; awaiting office action.

### Inventors

Inventor Name	Assignment Date
Steve Nixon	12/11/2000
Paul Brennan	12/11/2000

**Other Nos**

Other Number Code      Other Number    Other Number Date  
Client Reference Number 13529STUS01U

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CreateUser: MDC

UpdateUser: dbo

CreateDate: 6/26/2003

UpdateDate: 9/21/2007

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